

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

Frank Brett,

*Plaintiff*

v.

Civil Action No. 3:13-cv-000359-JFA

#1 US Marshall Unknown Oriental Man, South  
Carolina; #2 US Marshall Gary Unknown. Phila PA;

#3 Richard Gertz,

*Defendants*

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_.

☒ other: the plaintiff, Frank Brett, shall take nothing of the defendants; #1 US Marshall Unknown Oriental Man, #2 US Marshall Gary Unknown and #3 Richard Gertz, from the complaint filed pursuant to 42 U.S.C. § 1983 and this action is dismissed without prejudice.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Joseph F. Anderson, United States District Judge, presiding, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which dismissed the complaint without prejudice.

Date: March 20, 2013

LARRY W. PROPES, CLERK OF COURT

s/A. Buckingham

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*